



# भारत का राजपत्र

## The Gazette of India

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EXTRAORDINARY

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PART II — Section 1

प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।  
Separate paging is given to this Part in order that it may be filed as a separate compilation.

### MINISTRY OF LAW AND JUSTICE (Legislative Department)

New Delhi, the 28th August, 2003/Bhadra 6, 1925 (Saka)

The following Act of Parliament received the assent of the President on the 28th August, 2003 and is hereby published for general information:—

### THE REPRESENTATION OF THE PEOPLE (AMENDMENT) ACT, 2003

No. 40 of 2003

[28th August, 2003.]

An Act further to amend the Representation of the People Act, 1951.

BE it enacted by Parliament in the Fifty-fourth Year of the Republic of India as follows:—

1. This Act may be called the Representation of the People (Amendment) Act, 2003.

Short title.

43 of 1951.

2. In the Representation of the People Act, 1951 (hereinafter referred to as the principal Act), in section 3, for the words "in that State or territory", the words "in India" shall be substituted.

Amendment  
of section 3.

Amendment  
of section 59.

**3. In section 59 of the principal Act, the following proviso shall be inserted at the end, namely:—**

"Provided that the votes at every election to fill a seat or seats in the Council of States shall be given by open ballot.".

Amendment  
of section 94.

**4. In section 94 of the principal Act, the following proviso shall be inserted at the end, namely:—**

"Provided that this section shall not apply to such witness or other person where he has voted by open ballot.".

Amendment  
of section  
128.

**5. In section 128 of the principal Act, in sub-section (1), the following proviso shall be inserted at the end, namely:—**

"Provided that the provisions of this sub-section shall not apply to such officer, clerk, agent or other person who performs any such duty at an election to fill a seat or seats in the Council of States.".

SUBHASH C. JAIN,  
*Secy. to the Govt. of India.*